

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Owen Godshall	Team: Squad #10	CCRB Case #: 201707141	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Thursday, 08/24/2017 9:00 PM	Location of Incident: Intersection of Queens Boulevard and 56th Avenue	Precinct: 110	18 Mo. SOL 2/24/2019	EO SOL 2/24/2019	
Date/Time CV Reported Thu, 08/24/2017 10:19 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 08/30/2017 2:08 PM		

Complainant/Victim	Type	Home Address
[REDACTED]	[REDACTED]	[REDACTED]

Witness(es)	Home Address
[REDACTED]	[REDACTED]

Subject Officer(s)	Shield	TaxID	Command
1. POF Jodi Rodriguez	02860	939339	110 PCT
2. POM Christopher Sanchez	23298	948129	110 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Christopher Sanchez	Abuse: Police Officer Christopher Sanchez refused to provide his name and shield number to § 87(2)(b) [REDACTED]	[REDACTED]
B.POF Jodi Rodriguez	Abuse: Police Officer Jodi Rodriguez refused to provide her name and shield number to § 87(2)(b) [REDACTED]	[REDACTED]

Case Summary

On August 24, 2017, § 87(2)(b) filed this complaint with IAB via telephone. On August 30, 2017, the complaint was forwarded to the CCRB via IAB log #2017-33124.

At approximately 9:00 p.m. on August 24, 2017, § 87(2)(b) was driving with his brother § 87(2)(b) near the intersection of Queens Boulevard and 56th Avenue in Queens. Two uniformed officers, PO Christopher Sanchez and PO Jodi Rodriguez of the 110th Precinct, were driving through the intersection as well in a marked vehicle. There is a “No Standing” sign posted on the sidewalk. Despite this, § 87(2)(b) parked his vehicle along the sidewalk. PO Sanchez went over the marked vehicle’s PA system and told § 87(2)(b) that he could not park his vehicle there. § 87(2)(b) then pulled off and turned right onto 56th Avenue. There, PO Sanchez and PO Rodriguez pulled him over.

PO Rodriguez and PO Sanchez approached § 87(2)(b)’s vehicle. PO Rodriguez obtained § 87(2)(b)’s driver’s license and vehicle registration. She then returned to her marked vehicle in order to write § 87(2)(b) a summons. PO Sanchez remained at § 87(2)(b)’s vehicle. § 87(2)(b) allegedly asked PO Sanchez to provide his name and shield number at the conclusion of the interaction. PO Rodriguez then returned to § 87(2)(b) and issued him a summons for § 87(2)(b). She and PO Sanchez then returned to their vehicle. § 87(2)(b) allegedly asked both PO Rodriguez and PO Sanchez for their names and shield number several times as they walked away, but neither officer responded (**Allegations A and B**). The officers ultimately drove away without providing their information to § 87(2)(b).

§ 87(2)(b) provided cell phone footage of the incident that was recorded by his brother § 87(2)(b). The video is attached in IA #22 (See Board Review #01: Video Footage) and was summarized in IA #25 (See Board Review #02: Video Summary). The footage has also been attached below for review.

Mediation, Civil and Criminal Histories

- During his telephone statement on September 1, 2017, § 87(2)(b) accepted mediation. The case was forwarded to the ADR unit on September 8, 2017. The case was returned for investigation on September 21, 2017, after DAO rejected the case for mediation.
- A Notice of Claim request was submitted to the NYC Comptroller’s office on October 12, 2017. It will be included in the case file upon receipt.

• [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
[REDACTED]
[REDACTED]
[REDACTED]

Civilian and Officer CCRB Histories

- This is the first CCRB complaint filed by or involving § 87(2)(b) (See Board Review #04: Civilian CCRB History).
- PO Sanchez has been a member of the service for eight years and there are no substantiated CCRB allegations against him.

- He has been the subject of 32 allegations made over 11 cases.
- One previous refusal to provide name and shield number allegation made against PO Sanchez was closed as complainant uncooperative.
- PO Rodriguez has been a member of the service for twelve years and there are no substantiated CCRB allegations against her.
 - She has been the subject of four allegations made over two cases.
 - One previous refusal to provide name and shield number allegation made against PO Rodriguez was closed as unsubstantiated.

Findings and Recommendations

Allegations Not Pleaded

- § 87(2)(g) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
- § 87(2)(g) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Allegation A – Abuse of Authority: Police Officer Christopher Sanchez refused to provide his name and shield number to § 87(2)(b) [REDACTED]

Allegation B – Abuse of Authority: Police Officer Jodi Rodriguez refused to provide her name and shield number to § 87(2)(b) [REDACTED]

§ 87(2)(b) [REDACTED] provided a telephone statement on September 1, 2017, and was interviewed at the CCRB on September 26, 2017 (See Board Review #07-08: § 87(2)(b) [REDACTED] s Statements). His statements were generally consistent. He alleged that after he was pulled over, both PO Rodriguez and PO Sanchez approached his vehicle. § 87(2)(b) [REDACTED] provided his license and registration to PO Rodriguez. She then took these documents back to her vehicle in order to write a summons. PO Sanchez remained at § 87(2)(b) [REDACTED] s vehicle while she did so. § 87(2)(b) [REDACTED] told PO Sanchez that he wanted both him and PO Rodriguez to provide their names and their shield numbers at the conclusion of the interaction. PO Sanchez then walked back to his marked vehicle. A few minutes

later, both officers walked back to § 87(2)(b)'s car and issued him a summons. They both turned and started to walk back towards their vehicle. § 87(2)(b) called after them, stating that he wanted both of their names and shield numbers. The officers ignored § 87(2)(b) and got back into their vehicle. § 87(2)(b) and § 87(2)(b) then got out of their vehicle. § 87(2)(b) called out to the officers, again asking for their names and shield numbers. PO Sanchez went over the marked vehicle's PA system and told the two civilians to get back into their vehicle. When they did so, the officers drove away. Neither of them provided their name or shield number to § 87(2)(b) at any time.

§ 87(2)(b) provided a telephone statement on September 28, 2017 (See Board Review #09: § 87(2)(b)'s Statements). His testimony was generally consistent with § 87(2)(b)'s statements. He, however, alleged that when § 87(2)(b) first asked PO Sanchez for his and PO Rodriguez's names and shield numbers, he requested that PO Sanchez provide that information immediately, rather than at the conclusion of the interaction.

§ 87(2)(b) provided video footage of the end of the incident that § 87(2)(b) had recorded on his cell phone (See Board Review #01: Video Footage). The footage has been attached below. It shows when § 87(2)(b) and § 87(2)(b) exited their vehicle. Neither officer is seen standing outside of their vehicle on the video. The marked vehicle is also reversing away from § 87(2)(b)'s vehicle. At 00:10 seconds on the recording, § 87(2)(b) can be heard calling out towards the officers' vehicle, stating, "I want your badge number." He repeats this request three times. PO Sanchez is then heard going over the marked vehicle's PA system, stating, "Sit in the car now." § 87(2)(b) and § 87(2)(b) then get back into their vehicle. Afterwards, the marked vehicle drives away. Neither officer is heard providing their name or shield number to § 87(2)(b).



201707141 - Video.MOV

PO Sanchez and PO Rodriguez were both interviewed at the CCRB on October 11, 2017 (See Board Review #10-11: MOS Statements). PO Sanchez acknowledged that he spoke to § 87(2)(b) by himself while PO Rodriguez was writing the summons, but he denied that § 87(2)(b) asked for his or PO Rodriguez's name or shield number at that time. PO Rodriguez stated that PO Sanchez accompanied her back to the marked vehicle while she wrote the summons. She denied that PO Sanchez spoke to § 87(2)(b) by himself. Both officers denied that PO Sanchez accompanied PO Rodriguez back to § 87(2)(b)'s vehicle when the summons was issued. They both denied that § 87(2)(b) asked either of them for their names or shield numbers after the summons was issued. Neither heard § 87(2)(b) request their name or shield number at any time. Both denied that they provided their name or shield number to § 87(2)(b) at any point during the incident. When the officers were shown the video showing § 87(2)(b) asking for their shield numbers, both of them stated that they did not recall hearing the request during the incident.

§ 87(2)(g)
§ 87(2)(b) PO Sanchez denied that § 87(2)(b) asked him for his or PO Rodriguez's identifying information while PO Rodriguez was writing the summons. Both officers denied hearing § 87(2)(b) ask for their information after PO Rodriguez issued the summons.

§ 87(2)(b) s video footage shows that § 87(2)(b) did try to request the officers' shield numbers when he exited his vehicle. § 87(2)(g)

The video shows that the two officers were already in their vehicle and were backing away from § 87(2)(b) s vehicle when this request was made. The officers did not recall hearing § 87(2)(b) ask for their names or shield numbers as they pulled away. § 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

Squad:

Investigator: _____
Signature Print Date

Squad Leader: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date